

O I P E
AUG 22 2002
SC98
Docket No.: 63288-381
TRADEMARK OFFICE

FF 5
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Walter CONARD, et al.

Serial No.: 10/087,446

Group Art Unit: N/A

Filed: 03/01/2002

Examiner: N/A

For: MAIL WEIGHING SYSTEM AND SCALE APPARATUS

RECEIVED

AUG 26 2002

OFFICE OF PETITIONS

Commissioner for Patents
Washington, DC 20231

Sir:

In response to the Notice of Missing Parts dated May 22, 2002, a petition for a for three (3) month extension of time up to and including August 22, 2002, being filed concurrently herewith, Applicants hereby petition as follows:

A. ALL AVAILABLE JOINT INVENTORS

In accordance with MPEP § 409.03(a), all the available joint inventors, Walter Conard, Patrick Casher, John O'Callaghan, Frederick Hegland, Roy Schoon, and George Rabindran declare that the remaining inventor Daniel Gibbons is unavailable. The available joint inventors, Walter Conard, Patrick Casher, John O'Callaghan, Frederick Hegland, Roy Schoon, and George Rabindran, therefore, declare on behalf of Jie-Ming Yu as required by 37 CFR § 1.64.

08/23/2002 CNGUYEN 00000044 500417 10087446
03 FC:122 130.00 CH

B. PROOF OF REFUSAL

In accordance with MPEP § 409.03(d), Ms. Maribel Barron, executive assistant at Bell & Howell Company, submits an affidavit, attached, that fully describes the exact facts, which are relied upon to establish that a diligent effort was made to contact Daniel Gibbons.

C. LAST KNOWN ADDRESS

In accordance with MPEP §409.03(e), the last known address of Daniel Gibbons
406 N. Beverly Ln., Arlington Heights, Illinois 60004.

D. PETITION FEE

The petition fee of \$130.00 in accordance with 37 CFR 1.117(i) has been authorized to be charged to the deposit account of 500417. Furthermore, the petition fee for an extension of time under 37 CFR. 1.136 of \$920.00 has also been authorized to be charged to the deposit account of 500417.

E. CONCLUSION

As required under 37 CFR 1.136 a three (3) month extension of time fee in the amount of \$920.00 , a petition fee in the amount of \$130.00, and the Notice to File Missing Parts fee in the amount of \$130.00 and the basic filing fee of \$740.00 are hereby authorized to be charged to the deposit account of 500417.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

MCDERMOTT, WILL & EMERY



David M. Tennant
Registration No. 48,362

600 13th Street, N.W.
Washington, DC 20005-3096
(202)756-8000 DT:MWE
Facsimile: (202)756-8087
Date: August 22, 2002

STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner:Bell & Howell CompanyApplication No./Patent No.:10/087,446File Date/Issue Date: 3/1/02Entitled:MAIL WEIGHING SYSTEM AND SCALE APPARATUS

Bell & Howell Postal Systems Inc., a Corporation,
 (Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

- the assignee of the entire right, title, and interest; or
- an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

A. [] An assignment from the inventor(s) of the patent application/patent above. The assignment was recorded in the Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

B. [X] A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From:The Inventors To:Bell & Howell Postal Systems, Inc.

The document was recorded in the Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

2. From:_____ To:_____

The document was recorded in the Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

3. From:_____ To:_____

The document was recorded in the Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

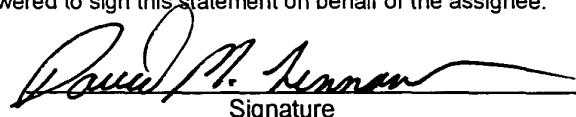
[] Additional documents in the chain of title are listed on a supplemental sheet.

[X] Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the PTO. See MPEP 302-302.8]

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

8-22-02
Date


Signature

David Tennen
Typed or printed name

Title

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comment on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

RECEIVED
AUG 26 2002
OFFICE OF PETITIONS

Applicant:	Walter CONRAD, et al.	Conf. No.:	61288-381
Title:	MAIL WEIGHING SYSTEM AND SCALE APPARATUS		
Date Sent:	8/29/2002	<input checked="" type="checkbox"/> Hand Carried	<input type="checkbox"/> Fax
		<input type="checkbox"/> Electronic	<input type="checkbox"/> Cert. of Mailing
			<input type="checkbox"/> Express Mail No. _____
<input type="checkbox"/> Transmittal Letter			
New Patent App:	<input type="checkbox"/> Utility	<input type="checkbox"/> Design	<input type="checkbox"/> C.I.P.
<input type="checkbox"/> Other:	<input type="checkbox"/> Card	<input type="checkbox"/> Div.	<input type="checkbox"/> PCT
			<input type="checkbox"/> CPA
			<input type="checkbox"/> RCE
			<input type="checkbox"/> Prov
pages of Specification			
<input type="checkbox"/> pages of Claims			
<input type="checkbox"/> pages of Abstract			
<input type="checkbox"/> pages of Formal/Informal Drawings			
Small Entity	<input checked="" type="checkbox"/>	Large Entity	
Declaration/Power of Attorney			
Recordation of Assignment/Security Agreement			
Preliminary Amendment			
Response to Missing Parts Notice			
Resp. to Notice to Correct Appl. Papers			
<input type="checkbox"/> Certified Copy of Priority Doc.			
<input type="checkbox"/> Claim for Convention Priority			
<input type="checkbox"/> Response/Amendment to Office Action or Extension of Time			
<input checked="" type="checkbox"/> Request for 3 month Extension of Time			
Check for \$	<input checked="" type="checkbox"/>	Change Deposit Acct: 500417 \$ 1,790.00	Atty Int'l DT
Fees Descrip.:	1:740	5-130	6-920
THE PATENT AND TRADEMARK OFFICE DATE STAMPED HEREON IS ACKNOWLEDGEMENT THAT THE ITEMS, CHECKED ABOVE, WERE RECEIVED BY THE PTO ON THE DATE STAMPED			
Check for \$	<input checked="" type="checkbox"/>	Charge Deposit Acct 500417 \$ 40.00	Atty Int'l DT
CMS Descrip.:	4-40		
THE PATENT AND TRADEMARK OFFICE DATE STAMPED HEREON IS ACKNOWLEDGEMENT THAT THE ITEMS CHECKED ABOVE, WERE RECEIVED BY THE PTO ON THE DATE STAMPED			

FAX RECEIVED

APR 25 2003

PETITIONS OFFICE

Applicant: Walter CONARD, et al.

Docket No. 63288-381

Title: MAIL WEIGHING SYSTEM AND SCALE APPARATUS

Serial/Reg./Patent No. 10/087,446

Date Sent: 8/22/2002

Cert. of Mailing

Express Mail No.

Hand Carried

Fax

Electronic

CIP

Div.

PCT

CPA

RCE

Prov

Other: _____

pages of Specification

pages of Claims

pages of Abstract

pages of Formal/Informal Drawings

Large Entity

Small Entity

Declaration/Power of Attorney

Recordation of Assignment/Security Agreement

Preliminary Amendment

Response to Missing Parts Notice

Resp. to Notice to Correct App. Papers

Certified Copy of Priority Doc.

Claim for Convention Priority

Response/Amendment to Office Action of

Request for 3 month Extension of Time

O I P E
U.S. PATENT & TRADEMARK OFFICE
AUG 11 2002

Check for \$ <u>1,790.00</u>	<input checked="" type="checkbox"/> Change Deposit Acct 500417 \$ <u>1,790.00</u>	Atty Init. <u>DT</u>	Thgr. # <u>5789</u>	Secty. or PL. <u>P Pollard</u>
CMS Descrip.: <u>1-740</u>		<u>5-130</u>	<u>6-920</u>	

THE PATENT AND TRADEMARK OFFICE DATE STAMPED HEREON IS ACKNOWLEDGEMENT THAT THE ITEMS CHECKED ABOVE, WERE RECEIVED BY THE PTO ON THE DATE STAMPED.

Check for \$ 1,790.00 Charge Deposit Acct 500417 \$ 1,790.00

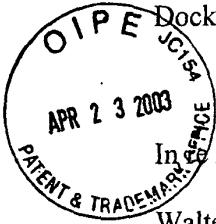
CMS Descrip.: 4-40

THE PATENT AND TRADEMARK OFFICE DATE STAMPED HEREON IS ACKNOWLEDGEMENT THAT THE ITEMS CHECKED ABOVE, WERE RECEIVED BY THE PTO ON THE DATE STAMPED.

RECEIVED

APR 25 2003

OFFICE OF PETITIONS



Docket No.: 63288-381

DAC
\$

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Walter CONARD, et al.

Serial No.: 10/087,446 : Group Art Unit: 2841

Filed: March 01, 2002 : Examiner:

For: MAIL WEIGHING SYSTEM AND SCALE APPARATUS

**RESPONSE TO DECISION REFUSING
STATUS UNDER 37 C.F.R. §1.47(a)**

Office of Petitions
2201 South Clark Place
Crystal Plaza 4, Suite 3C23
Arlington, VA 22202

Sir:

In response to the Response to Decision Refusing Status Under 37 C.F.R. §1.47(a) dated October 23, 2002, submitted herewith are the following documents for filing in the above-referenced application:

- A. Renewed Petition Under 37 C.F.R. §1.47(a)
- B. Petition for Extension of Time
- C. New Declaration of Maribel Barron Filed in Support of Petition under 37 C.F.R. 1.47(a)
- D. New Inventor Declaration
- E. Copy of the Decision Refusing Status Under 37 C.F.R. §1.47(a)
- F. Copy of the Notice of Missing Parts
- G. U.S. PTO Date Stamped Postcard

RECEIVED

APR 25 2003

OFFICE OF PETITIONS

H. Previous Response to Notice of Missing Parts of Application

I. Request for Corrected Filing Receipt

Please charge Deposit Account No. 500417 in the amount of \$1450.00. To the extent necessary, Applicants petition for an extension of time under 37 C.F.R. 1.136. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

MCDERMOTT, WILL & EMERY



David M. Tennant
Registration No. 48,362

600 13th Street, N.W.
Washington, DC 20005-3096
(202)756-8000 DT
Facsimile: (202)756-8087
Date: April 23, 2003